



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8

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DEC 17 2012

Ref: 8ENF-W

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Cindy F. Buckendorf, Registered Agent
Eden Saloon, Inc.
3629 N. US Hwy 191
Eden, WY 82932

Re: Administrative Order Violation
Eden Saloon Water System
Docket No. SDWA-08-2012-0023
PWS ID #WY5600111

Dear Ms. Buckendorf:

On May 10, 2012, the U.S. Environmental Protection Agency (EPA) issued an Administrative Order (Order) ordering Eden Saloon, Inc. (Eden), as owner and/or operator of the Eden Saloon public water system, to comply with the Safe Drinking Water Act (SDWA), 42 U.S.C. Section 300f et seq., and its implementing regulations, the National Primary Drinking Water Regulations (NPDWRs), 40 C.F.R. part 141.

Our records indicate that Eden (Respondent) is in violation of the Order. Among other things, the Order included the following requirement (from items 20, 21, 26, and 27 on pages 3 and 4 of the Order):

1. If any total coliform routine sample for the System is positive for total coliform, Respondent shall collect a set of four repeat samples within 24 hours of being notified of the positive result and collect at least five routine samples during the next month in which the System provides water to the public, following the procedures in 40 C.F.R. § 141.21.

The EPA did not received five total coliform routine samples in September 2012 after a total coliform positive routine sample from the System's water the previous month.

2. Respondent shall conduct triggered source monitoring within 24 hours of being notified that a regular, routine total coliform monitoring sample is positive for total coliform. For triggered source water monitoring, Respondent must sample each ground water source and have it analyzed for a fecal indicator (E. coli) as required by 40 C.F.R. § 141.402.

The EPA did not receive results of fecal indicator analysis for any source samples taken after the routine total coliform positive sample on July 9, 2012. A source sample was taken on November 26, 2012.

3. Respondent shall report any violation of coliform monitoring requirements in 40 C.F.R. part 141 to the EPA within 10 days after discovering the violation, as required by 40 C.F.R. § 141.21(g)(2).

Respondent did not report the total coliform monitoring violation cited above to the EPA.

4. Respondent shall report any violation of the Drinking Water Regulations to the EPA within 48 hours of the violation occurring, as required by 40 C.F.R. § 141.31(b). However, if a different time period for reporting is specified in this Order or the Drinking Water Regulations, Respondent shall report within that different period.

Respondent did not report the source water monitoring violation cited above to the EPA.

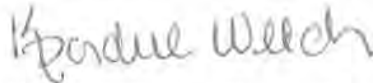
While the EPA acknowledges that Eden has continued to work on the system and consult with the Wyoming Association of Rural Water Systems to prevent positive total coliform samples, the EPA is considering additional enforcement action as a result of Eden's non-compliance with the Order. Violating an Administrative Order may lead to (1) a penalty of up to \$37,500 per day per violation of the Order, and/or (2) a court injunction ordering compliance.

If you have any questions you may contact Kathelene Brainich at 1-800-227-8917, extension 6481, or (303) 312-6481. If Eden is represented by an attorney who has questions, please ask the attorney to direct any legal questions to Marc Weiner, Enforcement Attorney, at 1-800-227-8917, extension 6913 or (303) 312-6913, or at the following address:

Marc Weiner, Enforcement Attorney
U.S. EPA, Region 8 (8ENF-L)
1595 Wynkoop Street
Denver, Colorado 80202-1129

We urge your prompt attention to this matter.

Sincerely,



Kimberly Pardue-Welch, Team Leader
Drinking Water Enforcement Program
Office of Enforcement, Compliance
and Environmental Justice

cc: WY DEQ/DOH (via email)
Tina Artemis, EPA Regional Hearing Clerk